

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA
CHARLESTON DIVISION**

<p>IN RE: ETHICON, INC., PELVIC REPAIR SYSTEM PRODUCTS LIABILITY LITIGATION</p> <hr/> <p>This document applies to:</p> <p>WAVE 10 CASES LISTED IN EXHIBIT A</p>	<p>Master File No. 2:12-MD-02327 MDL 2327</p> <p>WAVE 10</p> <p>JOSEPH R. GOODWIN U.S. DISTRICT JUDGE</p>
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**NOTICE OF ADOPTION OF PRIOR RESPONSES IN OPPOSITION TO
DAUBERT MOTION TO EXCLUDE EXPERT TESTIMONY OF
RICHARD MARCUS ELLERKMAN, M.D.**

In response to Plaintiffs' notice adopting their prior Wave 8 *Daubert* motion as to Richard Marcus Ellerkmann, M.D. (Doc. 7973 (adopting Docs. 6891 & 6894)), Defendants hereby adopt and incorporate by reference their prior responsive briefing (Doc. 7023) in opposition to the motion to exclude Dr. Ellerkmann's testimony. Defendants' respectfully request that the Plaintiffs' motion be denied for the reasons stated in the Wave 8 briefing.

This notice applies to the Wave 10 cases identified in Exhibit A, attached hereto.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I certify that on this day, I electronically filed this document with the clerk of the court using the CM/ECF system, which will send notification of this filing to CM/ECF participants registered to receive service in this MDL.

/s/ William M. Gage
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